



September 8, 2003

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Room TWB-204  
Washington, DC 20554

**Re: Implementation of the Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996, CC Docket No. 96-128; RBOC/GTE/SNET Payphone Coalition Petition for Clarification, NSD File No. L-99-34**

**Notice of Ex-Parte Communication**

Dear Ms. Dortch:

In response to a request from Wireline Bureau staff, WilTel Communications, LLC ("WilTel") hereby provides the following additional information in the docket referenced above.

- WilTel would support a proposal under which the FCC would create a presumption that payphone calls of x minutes or more were completed for purposes of compensation to payphone service providers ("PSPs"), subject to rebuttal by switched-based resellers ("SBRs") showing in their call records that the calls were not completed; provided that any such rebuttal be provided to facilities-based IXC ("FIXCs") within a reasonable time frame and FIXCs not be required to compensate PSPs for such calls if SBRs successfully rebut the presumption. WilTel estimates that, in a given month, a rough average of 8% of payphone calls over 4 minutes traversing WilTel's network to an unaffiliated platform provider are being identified as incomplete. Accordingly, establishment of this presumption mechanism at 4 minutes would not address all of WilTel's concerns.
- WilTel would support a proposal under which SBRs would submit quarterly, legally-binding certifications to the FCC setting forth the number of completed payphone calls made through their platforms.

In accordance with section 1.1206 of the Commission's rules, this letter is being filed in the docket referenced above via the Commission's ECFS system. Should you have any questions regarding the attached, please do not hesitate to contact me.

Sincerely,

Adam Kupetsky  
Director of Regulatory

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